APPENDIX VIII.

[Vide item VII on page 636 supra.]

AMENDMENTS TO THE MADRAS ASSEMBLY RULES.

Composition of the Select Committee.

CHAIRMAN :

1 Sri B. BHAKTHAVATSALU NAIDU,
Deputy Speaker.

MEMBERS :

2 BALAKRISHNAN, Sri V.
3 DAIVASIGAMONEY, Sri S.
4 GANAPATHY, Sri T.
5 JAGANNATHAN, Sri M.
6 KALYANASUNDARAM, Sri M.
7 KANDASAMY, Sri C.
8 KOLKEBAIL, Sri S. S.
9 KRISHNA RAO, Dr. U.
10 MENON, Dr. K. B.
11 RAJAN, Sri P. T.
12 RAJARAM, Sri K.
13 RATNAM, Sri A.
14 SUBRAMANIAM, The Hon. Sri C.
15 SWAYAMPRAKASAM, Sri S.
16 UPPI SAHIB, Sri K.
17 VINAYAKAM, Sri K.
18 VISWANATHAN, Sri K. R.

SECRETARIAT :

1 Sri T. HANUMANTHAPPA, B.A. (Hon.), B.L.,
Secretary to the State Legislature.

2 Sri G. M. ALAGARSWAMY, B.A., B.L.,
Assistant Secretary to the State Legislature.

3 Sri A. MANICKAVELU, B.A.,
Assistant Secretary to the State Legislature.

REPORT OF THE SELECT COMMITTEE ON THE AMENDMENTS TO THE MADRAS ASSEMBLY RULES.

To

THE HONOURABLE THE LEGISLATIVE ASSEMBLY,
MADRAS.

The Committee appointed to consider the amendments to the Madras Legislative Assembly Rules has the honour to make the following report.

2. The Rules of Procedure of the Madras Legislative Assembly were revised in December 1954 and approved by the Legislative Assembly as required under Article 208 (1) of the Constitution.

[30th September 1955

Under these new rules a number of Committees of the House have been set up. The Committee has made certain changes in the rules as indicated in the annexure to make the rules governing these Committees uniform.

3. In actual practice it has been found that the number of questions and the number of resoultions which did not lapse on prorogation were becoming unwieldy and questions which were being answered on the floor of the House had lost their topical interest. A number of non-official Bills which had been introduced but for which no notices for carrying them through the further stages had been received were also kept pending. The Committee has therefore made necessary changes.

4. Another important amendment made by the Committee is in regard to rule 99 authorizing the Speaker to decide whether a Select Committee should meet outside its usual place of sitting.

5. The changes made are indicated in the Annexure.

B. BHAKTHAVATSALU NAIDU,
Chairman.

GOVERNMENT ESTATE,
MOUNT ROAD, MADRAS,
26th September 1955.

ANNEXURE.

THE MADRAS ASSEMBLY RULES.

Rule as it exist.	*Rule as amended.*
9. (*a*) A session of the Assembly is terminated by prorogation.	(*a*) No chang .
(*b*) On the prorogation of a session, all pending notices and business shall be carried over to the next session.	(*b*) On the prorogation of a session, all pending notices and business shall lapse except Bills which have been introduced. Such Bills shall be carried over to the next session from the stage reached by them in the expiring session, provided that fresh notices shall be given for motions regarding the same. If the member in charge of a Bill makes no motion regarding the same during two complete sessions, the Bill shall lapse.
(*c*) Prorogation shall not affect the work of any Committee or Select Committee under these rules or of any Joint Select Committee.	(*c*) No change.
99. A Select Committeee may sit even during prorogation. It shall sit at tha place fixed by the Governor as the place of session of the Assembly, provided that it may sit at any other place, with the leave of the Assembly given on a motion made by a Minister.	99. The sittings of the Committee shall be held within the precincts of the Legislative Assembly and if it becomes necessary to change the place of sitting outside the precincts of the Legislative Assembly, the matter shall be referred to the Speaker whose decision shall be final.
* * *	168-A. There shall be no minute of dissent to the Reports of the Committee.
170. Except as aforesaid, the Committee shall follow the same procedure as a Select Committee of the Assembly.	170. Except as aforesaid, the rules applicable to a Select Committee of the Assembly shall apply.

30th September 1955]

Rule as it exist.	*Rule as amended.*
* * *	176-A. There shall be no minute of dissent to the Reports of the Cemmittee.
* * *	177-A. The Report of the Committee shall be presented to the House either by the Chairman or in his behalf by any other member of the Committee.
* * *	177-B. Except as aforesaid, the rules applicable to a Select Committee of the Assembly shall apply.
* * *	203-A. There shall be no minute of dissent to the Reports of the Committe.
* * *	205-A. Except as aforesaid, the rules applicable to a Select Committee of the Assembly shall apply.
213. Except as aforesaid the Committee shall follow the same procedure as a Select Committee of the Assembly.	213. Except as aforesaid, the rules applicable to a Select Committee of the Assembly shall apply.

PROCEEDINGS OF THE SELECT COMMITTEE ON THE MADRAS ASSEMBLY RULES.

Friday, 23rd September 1955.

The Committee met in the Committee Room, Government Estate, Mount Road, Madras, at 3 p.m. on Friday, the 23rd September 1955.

The following Members were present :—

1 Sri B. Bhakthavatsalu Naidu (*Chairman*).
2 The Hon. Sri C. Subramaniam.
3 Sri K. Uppi Sahib.
4 Sri M. Kalyanasundaram.
5 Sri C. Kandasami.
6 Sri S. Swayamprakasam.
7 Dr. K. B. Menon.
8 Sri V. Balakrishnan.
9 Sri S. Daivasigamoney.
10 Dr. U. Krishna Rao.
11 Sri P. T. Rajan.
12 Sri A. Ratnam.
13 Sri K. R. Viswanathan.
14 Sri T. Ganapathy.
15 Sri K. Rajaram.

The Secretary to the State Legislature was also present.

Rule 9 (*b*).

The Hon. Sri C. Subramaniam said that the carrying over of questions even after the prorogation of a session was not found expedient from actual experience. Questions, notice of which was given several months ago, were being answered now and this resulted in the shutting out of questions of current topical interest.

[30th September 1955

Questions also might be allowed to lapse on the prorogation of a session. Answers to such of those questions as were ready at the time of prorogation would, however, be sent to the concerned Member. If, after receiving the answer, a Member desired that any question should be answered on the floor of the House, he might write to the Secretary to the Legislature to that effect.

Subject to the understanding that the answers would be sent to the concerned Members, it was decided to substitute the following rule for the proposed rule :—

"On the prorogation of a session, all pending notices and business shall lapse except Bills which have been introduced. Such Bills shall be carried over to the next session from the stage reached by them in the expiring session, provided that fresh notice shall be given for motions, regarding the same. If the member in charge of a Bill makes no motion regarding the same during two complete sessions, the Bill shall lapse."

Sri M. Kalyanasundaram suggested that if a member simply wrote to the Secretary to the Legislature that he was renewing notice of all or any of the lapsed questions, it should be considered sufficient and a resubmission of the questions themselves need not be insisted upon.

Sri V. Balakrishnan urged that the sending of a copy of the answer, if ready, to a question on prorogation should be incorporated in the rules.

The Hon. Sri C. Subramaniam said that he would examine this point in consultation with the Law Department.

Rule 99.

After a short discussion, it was decided to substitute the following for the existing rule 99, which was based on the corresponding rule (rule 367) in the Lok Sabha Rules :—

"The sittings of the Committee shall be held within the precincts of the Legislative Assembly and if it becomes necessary to change the place of sitting outside the precincts of the Legislative Assembly, the matter shall be referred to the Speaker whose decision shall be final."

New rule 168-A was approved.

Rule 170.

For the existing rule 170, it was decided to substitute the following :—

"170. Except as aforesaid, the rules applicable to a Select Committee of the Assembly shall apply."

New rule 176-A was approved.

30th September 1955]

New rule 177-A.

The Hon. Sri C. Subramaniam said that on reconsideration he felt that sub-clause (2) of the proposed rule was unnecessary as the Legislature would have an opportunity of discussing the same matter at the time of the consideration of the Appropriation Bill.

The rule was approved after deleting sub-clause (2) and renumbering it as 177-A only.

New rule 177-B was approved.

New rule 203-A was approved.

Rule 205-A was approved.

Rule 210-A.

Committee on Government Assurances.

Dr. U. Krishna Rao pointed out that this procedure was applicable to all Committees and asked why a special provision should be made in respect of the Committee on Government Assurances only.

The motion was dropped in view of the fact that the procedure adopted in the Select Committee was applicable to this Committee also.

Rule 213.

The Committee then took up for consideration the substitution of the following for rule 213 :—

"213. Except as aforesaid, the rules applicable to a Select Committee of the Assembly apply."

Sri M. Kalyanasundaram suggested that in the proposed rule 213, the words "Except as aforesaid" might be deleted. As it was pointed out that by such omission there would be contradiction between the Rules of Select Committee and the Rules of the Committee on Government Assurances, the Committee approved the rule without any omission.

Rule 54.

The following amendment to rule 54 given notice of by Sri V. Balakrishnan was then taken up :—

"In sub-rule (1) *put* a comma after the word 'Ministry' and between the words 'Ministry' and 'or a motion' *insert* the words 'a Minister'."

The Hon. Sri C. Subramaniam suggested that sufficient time should be given for him to examine the question and that, if necessary, it might be considered later.

[30th September 1955

Rule 23 (1), *proviso.*

The Hon. Sri C. Subramaniam referred to the provision saying that whenever Thursdays were taken over for the transaction of Government business, another day should be allotted in the same or next week for the transaction of non-official business and suggested that since they were committing a breach of the proviso every time, the second proviso might be deleted. He however pointed out that whenever such a step was taken, an understanding was arrived at that another day would be allotted for transaction of non-official business. The members felt that the proviso might remain as it was, and it was decided to leave it as it is.

The Chairman was authorized to sign the report on behalf of the Committee.

The Committee then dispersed.

GOVERNMENT ESTATE,
MOUNT ROAD, MADRAS,
24*th September* 1955.

T. HANUMANTHAPPA,
Secretary to the State Legislature.

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24 JAN 1956

TAMIL NADU LEGISLATIVE ASSEMBLY
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TRUTH ALONE TRIUMPHS